

## REMARKS

In the Final Office Action, the Examiner rejected claims 1, 3, 5-7, 9-13, 17-19, 21-23, 26-30, 126 and 127 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,144,745 to Akiyama et al. (“*Akiyama*”) in view of U.S. Patent No. 6,792,411 to Massey (“*Massey*”); and rejected claims 15, 16, 32, and 33 under 35 U.S.C. § 103(a) as being unpatentable over *Akiyama* and *Massey*, in view of U.S. Patent No. 6,834,348 to Tagawa et al. (“*Tagawa*”).

By this amendment, Applicants propose to amend claims 1, 19, and 21. Claims 1, 3, 5-7, 9-13, 15-19, 21-23, 26-30, 32, 33, 126, and 127 would be pending.

Applicants respectfully traverse the rejection of claims 1, 3, 5-7, 9-13, 17-19, 21-23, 26-30, 126 and 127 under 35 U.S.C. § 103(a) as being unpatentable over *Akiyama* in view of *Massey*.

Independent claim 1 recites an investment system including “a server device for storing investment target data of an investment target and for receiving a request to sell an investment ticket from a first investor to a different second investor.” *Akiyama* and *Massey* fail to teach or suggest at least the claimed “server device.”

*Akiyama* discloses a system for ensuring that data is not illegally copied. *Akiyama*, col. 1, lines 29-31. However *Akiyama* is silent with respect to the claimed “server device.”

*Massey* also fails to teach or suggest the claimed “server device.” With respect to Figure 2, *Massey* discloses Web server 200 for providing a user with a storyboard synopsis of an uncompleted movie. *Massey*, col. 2, lines 37-40. After viewing the storyboard, the user may access Web server 200 to purchase stock from the production company that corresponds to the uncompleted movie. *Id.* at lines 46-48. When the

movie is completed, the user is entitled to a free copy of the movie as a dividend of the purchased stock. *Id.* lines 49-51.

*Massey's* Web server 200 does not constitute or suggest the claimed "server device." *Massey's* Web server 200 does not "receiv[e] . . . a request to sell . . . to a different second investor," as does "the server device" of claim 1 (emphasis added). Even if *Massey's* stock could somehow be sold "to a different second investor," (a point to which *Massey* is silent) there is no evidence or reason that this hypothetical offer for sale would be received by Web server 200. Accordingly, *Massey* fails to teach or suggest the claimed "server device."

For at least these reasons, *Akiyama* and *Massey* fail to teach or suggest the subject matter of claim 1.

Independent claim 19, while of different scope than claim 1, distinguishes over *Akiyama* and *Massey* for similar reasons as claim 1. Claims 3, 5-7, 9-13, 17, 18, 21-23, 26-30, 126 and 127 depend from one of claims 1 or 19.

Applicants respectfully traverse the rejection of claims 15, 16, 32 and 33 under 35 U.S.C. § 103(a) as being unpatentable over *Akiyama*, *Massey* and *Tagawa*.

Claims 15, 16, 32 and 33 depend from one of independent claims 1 or 19, and therefore, include all recitations therein. *Akiyama* and *Massey* fail to teach or suggest the subject matter recited in independent claims 1 and 19, and required by claims 15, 16, 32 and 33.

*Tagawa* fails to cure the deficiencies of *Akiyama* and *Massey*. *Tagawa* fails to teach or suggest "a server device for storing investment target data of an investment target and for receiving a request to sell an investment ticket from a first investor to a

different second investor," as recited, for example, in claim 1. Accordingly, *Akiyama*, *Massey* and *Tagawa* fail to disclose the subject matter of claims 15, 16, 32 and 33.

Applicants respectfully request that this Amendment under 37 C.F.R. § 1.116 be entered by the Examiner, placing the pending claims in condition for allowance.

In view of the foregoing, Applicants submit that the pending claims, as amended, are neither anticipated nor rendered obvious in view of the cited references. Applicants therefore request the entry of this Amendment, the Examiner's reconsideration of the application, and the timely allowance of the pending claims.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

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By: \_\_\_\_\_

  
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